

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

<b>TAMMY J. LAMBERT,</b>	)	
Plaintiff,	)	
	)	
v.	)	<b>Civil Action No. 08-657</b>
	)	<b>Electronically Filed</b>
<b>MICHAEL J. ASTRUE,</b>	)	
<b>COMMISSIONER OF SOCIAL</b>	)	
<b>SECURITY,</b>	)	
Defendant.	)	

**ORDER OF COURT**

AND NOW, this 19th day of February, 2009, for the reasons set forth in the foregoing memorandum opinion, it is HEREBY ORDERED as follows:

- (1) Defendant's motion for summary judgment (Doc. No. 10) is DENIED;
- (2) Plaintiff's motion for summary judgment (Doc. No. 12) is DENIED insofar as it seeks an award of benefits and GRANTED insofar as it seeks a vacation of the Commissioner's decision, and a remand for further administrative proceedings; and
- (3) The decision of the Commissioner is vacated, and the case is remanded to the Commissioner for further administrative proceedings in accordance with the accompanying memorandum opinion.

s/ Arthur J. Schwab  
United States District Judge

cc: All counsel of record